IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.5609 OF 2006

M/s.Manish Investments .. Petitioners.
Vs.
Mahanagar Telephone Nigam Ltd. .. Respondents.

Mr.R.N.Narula i/b M/s.Jhangiani, Narula & Associates for the petitioners.
Ms.S.I.Shah for the respondents.

CORAM : D.B.BHOSALE, J.

DATED : 17TH OCTOBER, 2006

P.C.:

. Heard learned counsel for the petitiones and the respondents.

2. By this writ petition, the petitioners have impugned the order dated 6.5.2006 by which the application filed by the respondents at Exhibit-5 has been allowed. By that application the respondents had prayed for stay to the direction to pay mesne profits vide order dated 18.2.2006. After having considered the overall facts and circumstances of the case I see no reason to interfere with the impugned order under Article 227 of the Constitution of India and the interest of justice would be met if the court below is directed to dispose of the appeal within timeframe. Hence the following order:

. The appeal court shall decide the appeal No.133/2006 in T.E.& R.Suit No.72/78 of 2001 as expeditiously as possible and in any case within six months from the date of receipt of this order on merits in accordance with law and without being influenced by the observations made in the impugned order as also this order.

. The writ petition is disposed of.

(D.B.Bhosale, J.)